

**STATEMENT OF REASONS**  
**28 USC 994(w)**

SATURNINO JAVIER  
 Defendant

CR00-00184Z-005  
 Docket No.

WD/WA  
 District

- ☐ The Court adopts the sentencing recommendation(s) in the presentence report and it essentially adopts the relevant factual findings insofar as necessary to support these recommendations.
- ☒ The Court adopts the sentencing recommendation(s) in the presentence report and it essentially adopts the relevant factual findings insofar as necessary to support these recommendations except (see attachment, if necessary):

**The Court finds the defendant should only be given 3 points for his role, pursuant to USSG § 3B1.1(b).**

Guideline Range Determined by the Court:

|                            |   |
|----------------------------|---|
| Total Offense Level:       | 28  |
| Criminal History Category: | IV  |
| Imprisonment Range:        | 110 to 137 months                         |
| Supervised Release Range:  | 4 to 5 years                              |
| Fine Range:                | \$15,000 to \$2,000,000                   |
| Sentence Imposed:          | 87 months custody; 5 years TSR; \$100 MPA |
| USPO:                      | Angela M. McGlynn                         |

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 BY WESTERN DISTRICT OF WASHINGTON  
 DEPUTY

- ☒ Sentence imposed is within appropriate guideline range as determined by the court.
- ☐ Fine waived pursuant to Section 5E1.2.
- ☐ Because the width of the guideline range exceeds 24 months, the reason for selecting the particular point within the range is (see attachment, if necessary):

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- ☒ The Court departs from the appropriate guideline range for the following reason(s) (see attachment, if necessary):

**The Court finds that a criminal history category of IV is an over-representation and departs to a category II.**

Thomas S. Zilly  
 Thomas S. Zilly  
 United States District Judge

11/1/2000  
 Date

Orig to Clerk of Court

cc: USSC  
 Bureau of Prisons  
 File

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